

Message

From: Wesson, Dolores [Wesson.Dolores@epa.gov]
Sent: 12/10/2020 8:55:11 PM
To: Eisenberg, Mindy [Eisenberg.Mindy@epa.gov]; McDavit, Michael W. [Mcdavit.Michael@epa.gov]; Christensen, Damaris [Christensen.Damaris@epa.gov]
CC: Bravo, Antonio [Bravo.Antonio@epa.gov]; Kwok, Rose [Kwok.Rose@epa.gov]
Subject: RE: 404(g) ICR - confusion - info needed - RE: Questions / Follow Up for Renewal of ICR - CWA 404 State Assumed Programs
Attachments: FinalAction Information404GRenewal.docx; Final Supporting Statement.docx; Final Supporting Statement.pdf; RE: FR Dailies - OP has concluded review on a OW PKI document:Renewal of Information Collection Request (ICR) 0220.14: Clean Water Act 404 State-Assumed Programs

Mindy,

Not having been part of the discussions so, I am unsure what Janita is asking. I keep getting different answers when I ask questions on this ICR. Apparently the process has changed and this is the first ICR moving through the pipeline with the new process in place. It appears the IO is now involved and before it was not. Janita provided a couple of small comments to the Action Information memo to Antonio earlier today that I accepted. I am also attaching the Final Supporting Statement in both Word and PDF (I had some concerns about the SP corrupting the Word version and Rose was my eyes in SP to ensure all is correct; file renamed without changes).

Stephanie Morris from OP, approved our ICR on 11/24; no comments were provided.

As far as I know we can go live.

Dolores

From: Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>
Sent: Thursday, December 10, 2020 2:21 PM
To: Wesson, Dolores <Wesson.Dolores@epa.gov>; McDavit, Michael W. <Mcdavit.Michael@epa.gov>; Christensen, Damaris <Christensen.Damaris@epa.gov>
Cc: Bravo, Antonio <Bravo.Antonio@epa.gov>
Subject: FW: 404(g) ICR - confusion - info needed - RE: Questions / Follow Up for Renewal of ICR - CWA 404 State Assumed Programs
Importance: High

Final confirmation – all we need now is AA approval to send this to OFR for publication, correct?

thanks

Mindy Eisenberg
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eisenberg.mindy@epa.gov

From: Aguirre, Janita <Aguirre.Janita@epa.gov>
Sent: Thursday, December 10, 2020 2:18 PM
To: Trombley, Michael <Trombley.Michael@epa.gov>; Ruf, Christine <Ruf.Christine@epa.gov>; Lousberg, Macara <Lousberg.Macara@epa.gov>
Cc: Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>; Akopian, Natalia <akopian.natalia@epa.gov>; Braschayko, Kelley <braschayko.kelley@epa.gov>
Subject: 404(g) ICR - confusion - info needed - RE: Questions / Follow Up for Renewal of ICR - CWA 404 State Assumed

Programs

Importance: High

Hi Mike and Christine,

In other conversations with Mindy today, the 404(g) ICR came up. She indicated the next step is not OMS or OMB. Instead, it needs to go to FR for publication. But that's not what we talked about this morning or in the chains below. So, now I'm confused. Did you ask OWOW the questions that Kelley and I asked early on for this one?

With this change in potential status/next step – IO does need to be in the loop because of OP's requirement for AA-level approval for FR publications at this time.

OPME/Mindy, please confirm that this status (ready for FR publication) is accurate, so I can get the AA-level approval for FR submission.

Thank you,

Janita

Janita Aguirre – Chief of Staff

U.S. Environmental Protection Agency | Office of Water

Phone: (202) 566-1149 | Email: aguirre.janita@epa.gov

From: Trombley, Michael <Trombley.Michael@epa.gov>

Sent: Tuesday, December 08, 2020 10:26 AM

To: Braschayko, Kelley <braschayko.kelley@epa.gov>; Akopian, Natalia <akopian.natalia@epa.gov>

Cc: Aguirre, Janita <Aguirre.Janita@epa.gov>; Ruf, Christine <Ruf.Christine@epa.gov>; Lousberg, Macara <Lousberg.Macara@epa.gov>

Subject: RE: Questions / Follow Up for Renewal of ICR - CWA 404 State Assumed Programs

Kelley,

I believe until this point the programs issued these without (or with minimal) IO intervention/review so this appears to be a developing process. As I understand it renewals in the past went **program -> OMS -> OMB** so I expect they followed a similar process just inserting the IO before OMB. This makes sense as OMS typically has a slew of edits to the supporting statement that would be useful to have incorporated before the IO took a look. Do you have a sense of how you would like to handle these, or would it be useful to get Antonio on the phone and have us all talk it through? I haven't seen any renewals from the other program offices, but it might be useful to get them on the phone too so we're all on the same page.

See a screenshot of the checklist as it applies to ICRs (this doesn't say ICR renewals, but I believe it is the right section. It also appears to be a first notice as it has the 60 day comment period.). I don't see OGC concurrence on the checklist. Note that OW-IO review is included in the notes, though at what level I don't know. In this case, I know Dave is following the rule closely. Would you expect he would be as interested in the ICR renewal? I don't see a transmittal memo, but do see an email from Mindy to John that he acknowledges.

Best,

Mike

STANDARD INFORMATION COLLECTION REQUESTS (ICR) FRN	
FIRST NOTICE	
<ul style="list-style-type: none"> □ Federal Register Typesetting Request Form □ Checklist (internal only) 	<ul style="list-style-type: none"> □ Transmittal Memo from OD to OD □ ICR Federal Register Notice
Package Instructions for Program Offices:	
<ul style="list-style-type: none"> • For electronic signature packages: Send draft notice to OMS before OW-IO review. Create a new file in FR dailies and submit the FRN in FR Dailies for pre-signature review (allow 3-5 days for processing). • Upon Office Director approval and electronic signature, the Program Office SRM will submit the package electronically to OP in FR Dailies. • Hardcopy signature packages only: In the initial folder, include only 1 double-sided copy of the FRN. Upon Office Director approval, the Program Office SRM will request 3 double-sided copies of the signed FRN. 	
SECOND NOTICE	
Package Instructions for Program Offices:	
<ul style="list-style-type: none"> • The following files should be submitted electronically to the ICR Desk Officer in OMS: <ul style="list-style-type: none"> □ Draft ICR Federal Register Notice (Word Document format) □ Completed ICR Package, including: Supporting Statement, forms and any other applicable supporting documents. □ ICR Submission Worksheet (Excel) □ Send an electronic copy of the signed FRN to the OW-IO SRM. 	
Instructions for Delivering Completed Federal Register Packages to OP:	
<ul style="list-style-type: none"> • FR Packages for OMB Review and/or Administrator Signature: Completed FR packages should be provided electronically in an email and hardcopy directly to OW's OP RMD Desk Officer, Leanne Nurse (202) 566-2207, WJC North Room 3526C. • Signed FR Packages (Signed by ODs and AA): Completed packages should be placed in the box provided for signed FR packages located in WJC North Room 3526. 	

From: Braschayko, Kelley <braschayko.kelley@epa.gov>

Sent: Tuesday, December 08, 2020 10:00 AM

To: Trombley, Michael <Trombley.Michael@epa.gov>; Akopian, Natalia <akopian.natalia@epa.gov>

Cc: Aguirre, Janita <Aguirre.Janita@epa.gov>

Subject: Questions / Follow Up for Renewal of ICR - CWA 404 State Assumed Programs

Hi Mike and Natalia,

Attached is the electronic blue folder package for the Renewal of ICR – CWA 404 State Assumed Programs. I have some questions about this package, the overarching being, what does OW-IO need to do on this one? John Goodin signed the FRN (attachment 2), so we can't edit it, and the ICR document itself (attachment 3), which we shouldn't edit since John already signed the FRN.

Can you confirm:

- That OWOW followed the appropriate FR formatting steps before John signed the FRN? There's no FRL in the document. If they did not follow the appropriate steps, do you want to review and or update the FRN / document itself, and will we also get a chance to review as well?
- That all appropriate pieces are in the package we received? For instance, OGC concurrence is missing.
- What role OW-IO plays, since this is an OD-signed FRN? If there is more of a process beyond asking Dave or Lee to call their levels in OP to let them know this is approved to go to the FR, let's chat about that.

Thank you very much!

Kelley E. Braschayko
Program Analyst
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U.S. Environmental Protection Agency
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Pronouns: she/her/hers